

House File 2150 - Introduced

HOUSE FILE 2150

BY FISHER

A BILL FOR

1 An Act relating to unintentionally causing the death of a
2 person by operating a motor vehicle at an excessive speed,
3 and providing penalties.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 707.6A, subsection 2, Code 2018, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. c. Exceeding a speed limit established or
4 posted pursuant to section 321.236, subsection 13, paragraph
5 "a", section 321.285, section 321.288, subsection 2, paragraph
6 "f", or section 321.289, 321.290, 321.293, or 321.295, by
7 twenty-five miles per hour or more, if the death of the other
8 person directly or indirectly results from the violation.

9 EXPLANATION

10 The inclusion of this explanation does not constitute agreement with
11 the explanation's substance by the members of the general assembly.

12 This bill provides that a person commits a class "C" felony
13 when the person unintentionally causes the death of another by
14 exceeding a speed limit established or posted pursuant to Code
15 section 321.236, subsection 13, paragraph "a" (powers of local
16 authorities to regulate speed in rural residence districts),
17 Code section 321.285 (general speed restrictions), Code
18 section 321.288, subsection 2, paragraph "f" (reduced speed
19 in road work zones), or Code section 321.289 (speed signs),
20 321.290 (special restrictions), 321.293 (local authorities may
21 alter limits), or 321.295 (limitation on bridge or elevated
22 structures), by 25 miles per hour or more, if the death of the
23 other person directly or indirectly results from the violation.
24 A class "C" felony is punishable by imprisonment for no more
25 than 10 years and a fine of at least \$1,000 but not more than
26 \$10,000.

27 By operation of law, a person who commits a violation
28 under the bill is subject to driver's license suspension for
29 vehicular homicide (Code section 321.210D) and is disqualified
30 from operating a commercial motor vehicle for one year (Code
31 section 321.208). In addition, the person is prohibited from
32 being admitted to bail during the appeal process (Code section
33 811.1). If the person fails to remain at the scene of the
34 accident in violation of Code section 321.261, the person
35 must also be denied parole or work release until the person

H.F. 2150

1 has served at least seven-tenths of the maximum term of the
2 person's sentence (Code section 902.12).